

Message Text

CONFIDENTIAL

PAGE 01 MOSCOW 17520 01 OF 05 261637Z

ACTION DLOS-09

INFO OCT-01 EUR-12 NEA-10 IO-13 ISO-00 ACDA-12 AGRE-00

AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 COME-00

DODE-00 DOTE-00 EB-08 EPA-01 SOE-02 DOE-15 FMC-01

TRSE-00 H-01 INR-10 INT-05 JUSE-00 L-03 NSAE-00

NSC-05 NSF-01 OES-09 OMB-01 PA-01 PM-05 SP-02

SS-15 ICA-11 AF-10 ARA-10 EA-10 /190 W

-----066736 261854Z /46

R 261600Z JUL 78

FM AMEMBASSY MOSCOW

TO SECSTATE WASHDC 4808

INFO AMEMBASSY LONDON

AMEMBASSY NEW DELHI

USMISSION USUN NEW YORK

C O N F I D E N T I A L SECTION 01 OF 05 MOSCOW 17520

NEW DELHI FOR LOS DELEGATION TO AALCC

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: U.S.-U.S.S.R. CONSULTATIONS

SUMMARY: CONSULTATIONS CORDIAL AND RAISED CONCRETE
POSSIBILITY OF CLOSER U.S.-SOVIET COOPERATION ON
OUTSTANDING ISSUES, BUT SOVIET TURN-AROUND TIME ON
CONTINENTAL SHELF MAY BE CONSIDERABLE. BASIS WOULD
BE FAIRLY MODEST TECHNICAL AMENDMENTS ON EEZ, EMPHASIS
ON REDUCING COASTAL STATE NON-RESOURCE RIGHTS REGARDING
CONTINENTAL SHELF BEYOND 200-MILES (INCLUDING
INSTALLATIONS AND POSSIBLY SCIENTIFIC RESEARCH) PLUS
POSSIBLE MINOR ADJUSTMENTS ON BOUNDARY FORMULA, AT
LEAST SOME AMENDMENTS ON SCIENTIFIC RESEARCH IN THE
EEZ, AND FAIRLY COMPLETE ACCOMMODATION OF SOVIET
OPPOSITION TO DISPUTE SETTLEMENT ON DELIMITATION.
SOVIET CONTINENTAL SHELF PROBLEM IS STRATEGIC, AND
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 MOSCOW 17520 01 OF 05 261637Z

CONCERNS THE NORTH ATLANTIC, AS WELL AS MADAGASCAR
AND THE INDIAN OCEAN. SOVIETS MAY WANT SOME TEXTUAL
"PIECE OF PAPER" EMERGING FROM N.Y. SESSION - PERHAPS
LESS THAN REVISED ICNT, BUT MORE THAN REPORTS. END
SUMMARY.

1. GENERAL. WITH KOZYREV IN BAGHDAD AND KHLESTOV

IN PRAGUE ON BILATERAL PROBLEMS, OXMAN AND EMBOFFS MET WITH SOVDEL LED BY KOVALEV, AS ACTING HEAD OF LEGAL AND TREATIES BUREAU, AND INCLUDING PROFESSOR MOLODTSOV (C-2 REP), YAKOVLEV (C-1), AND KHABIROV OF FOREIGN MINISTRY. KOVALEV WELCOMED BILATERAL CONSULTATIONS "DESPITE SOME BILATERAL DIFFERENCES BETWEEN OUR DELEGATIONS AND OUR TWO COUNTRIES," THANKED U.S. FOR SUGGESTING IDEA, AND IN REFERENCE TO "TURN-AROUND TIME" PROBLEM, PLACED RESPONSIBILITY ON SOVIET SIDE FOR TIMING TALKS SO CLOSE TO RESUMPTION OF NEXT SESSION. KOVALEV SEEMED THOROUGHLY IN COMMAND OF ALL ISSUES UNDER DISCUSSION, AND MAY BE ASSUMING MORE GENERAL ROLE AS TOP LAWYER ON DELEGATION. AMBASSADOR KOLOSOVSKY ATTENDED DINNER JULY 23 BY EMBOFF FOR OXMAN, WHERE MAJOR POINTS REVIEWED.

2. SUBJECTS DISCUSSED: EEZ, CONTINENTAL SHELF, MARINE SCIENTIFIC RESEARCH, DISPUTE SETTLEMENT, AND ORGANIZATION OF WORK. SOVIETS SEE THESE SUBSTANTIVE ISSUES AS A PACKAGE, AND EMPHASIZED POINT SEVERAL TIMES. DISCUSSIONS WERE REGARDED AS PREPARATORY TO U.S.-SOVIET BILATERAL IN N.Y. C-1 ISSUES TOUCHED ON OCCASIONALLY BY YAKOVLEV, MAINLY IN CONTEXT OF ORGANIZATION OF WORK. PAPERS PRESENTED BY OXMAN FORWARDED TO DEPARTMENT BY AIRGRAM.

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 MOSCOW 17520 01 OF 05 261637Z

3. STATUS OF EEZ: BASIS OF DISCUSSION IN NEW YORK BILATERAL WOULD BE (1) "NO SOVEREIGNTY" AMENDMENT TO ARTICLE 55(1); (2) CHANGE IN TITLE OF PART VII TO "HIGH SEAS REGIME," (3) IN ARTICLE 58(1), MOVING WORDS QUOTE AND COMPATIBLE WITH THE OTHER PROVISIONS OF THE PRESENT CONVENTION UNQUOTE TO A POSITION AFTER THE WORDS QUOTE RELATED TO THESE FREEDOMS UNQUOTE. THUS, WE MIGHT EXPECT PROPOSAL TO DELETE ARTICLE 86 TO BE DROPPED (ALTHOUGH MOLODTSOV WAS STILL TRYING TO FIND OTHER WAYS TO REWORD OTHER HIGH SEAS ARTICLES). SOVIETS DO NOT LIKE IDEA OF INTERPRETIVE STATEMENT. KOVALEV SAID EVEN IF STATES LIKE MEXICO, VENEZUELA, COLOMBIA AND KENYA JOINED IN STATEMENT, WE COULD EXPECT PERU TO RALLY STATES LIKE TANZANIA, BRAZIL AND SOMALIA TO MAKE AN OPPOSITE STATEMENT. "WE HAVE ALWAYS HAD A RATHER RESTRAINED APPROACH" ON INTERPRETIVE STATEMENTS. KOVALEV ALSO AGREED THAT SOVIETS WOULD AVOID CREATING PUBLIC RECORD ON AMENDMENTS THAT COULD BE USED AGAINST US IF AMENDMENTS ARE NOT ADOPTED.

4. CONTINENTAL SHELF: AFTER CONSIDERABLE PRYING,

SOVIETS IDENTIFIED PROBLEM AS FACT THAT IRISH FORMULA
ALLOWS CERTAIN COASTAL STATES TO EXTEND THEIR CON-
TINENTAL SHELVES TO THE MIDDLE OF THE OCEANS. WHEN
ASKED WHERE, HE SAID THE NORTH ATLANTIC, BUT ALSO
REFERRED TO MADAGASCAR AND THE INDIAN OCEAN. OXMAN
ASSURED SOVIETS THAT BASIS OF BILATERAL COOPERATION
IN LOS CONFERENCE FROM OUTSET HAD BEEN THAT NEITHER
SIDE WOULD SEEK UNILATERAL ADVANTAGE OVER THE OTHER;
OUR MAPS DID NOT INDICATE A NORTH ATLANTIC PROBLEM,
OR EXTENSION OF INDIAN OCEAN SHELF VERY FAR BEYOND
THE ECONOMIC ZONE OF SOME RPT SOME COASTAL STATE.
KOVALEV SAID SOVIETS WERE ANALYZING THEIR MAPS.
THIS REQUIRES ADDITIONAL SCIENTIFIC CALCULATION,
WHICH MAY NOT BE COMPLETED BEFORE THE N.Y. SESSION.
CONFIDENTIAL

CONFIDENTIAL

PAGE 04 MOSCOW 17520 01 OF 05 261637Z

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 MOSCOW 17520 02 OF 05 261644Z
ACTION DLOS-09

INFO OCT-01 EUR-12 NEA-10 IO-13 ISO-00 ACDA-12 AGRE-00
AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 COME-00
DODE-00 DOTE-00 EB-08 EPA-01 SOE-02 DOE-15 FMC-01
TRSE-00 H-01 INR-10 INT-05 JUSE-00 L-03 NSAE-00
NSC-05 NSF-01 OES-09 OMB-01 PA-01 PM-05 SP-02
SS-15 ICA-11 AF-10 ARA-10 EA-10 /190 W
-----066851 261854Z /46

R 261600Z JUL 78
FM AMEMBASSY MOSCOW
TO SECSTATE WASHDC 4809
INFO AMEMBASSY LONDON
AMEMBASSY NEW DELHI
USMISSION USUN NEW YORK

C O N F I D E N T I A L SECTION 02 OF 05 MOSCOW 17520

HE SHOWED CONSIDERABLE INTEREST IN LIST WE SUBMITTED
OF ARTICLES DEALING WITH NON-RESOURCE RIGHTS OF
COASTAL STATE OVER SHELF BEYOND 200-MILES, AND
POSSIBILITY OF DEALING WITH MATTER BY STRENGTHENING

NON-RESOURCE RIGHTS OF ALL STATES. SOVIETS
FOCUSED ON ARTICLE 80 AND POSSIBILITY OF LIMITING
COASTAL STATE INSTALLATIONS RIGHTS TO RESOURCE
INSTALLATIONS ONLY. THERE WAS ALSO INCONCLUSIVE
DISCUSSION OF 3 SCIENTIFIC RESEARCH OPTIONS FOR
SHELF BEYOND 200 MILES; NO COASTAL STATE RIGHTS;
NOTICE REGIME; CONSENT FOR RESEARCH REGARDING SHELF
RESOURCES ONLY. IN CONTEXT OF DISCUSSION OF EMPHA-
SIZING NON-RESOURCE ISSUES AS SOLUTION, KOVALEV
STATED REGRET THAT OXMAN VISIT IS AT SUCH A LATE
STAGE, PLACING RESPONSIBILITY ON SOVIET SIDE. HE
DOUBTED IF SOVIETS COULD DIGEST OXMAN DOCUMENT
BEFORE NEXT SESSION, WHICH "INTRODUCES NEW ELEMENT
IN OUR ANALYSIS." "WE CAN'T SAY WHETHER WE CAN
REVISE OUR POSITION ON THIS BASIS." HE THEN
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 MOSCOW 17520 02 OF 05 261644Z

SAID SOVDEL STILL PROCEEDS FROM ASSUMPTION THAT
ITS PROPOSAL IS BASIS FOR RESOLVING PROBLEM, AND
STILL PUTS MAJOR EMPHASIS ON DISTANCE CRITERION
(NOT NECESSARILY THE 100 MILE FIGURE). KOLOSOVSKY
SHOWED CONSIDERABLE INTEREST AT DINNER IN ORIGINAL
U.S. SLOPE PLUS 60-MILE
PROPOSAL. WE OF COURSE POINTED OUT SOME COASTAL
STATES FELT THIS ALONE WAS NOT ENOUGH.

5. SCIENTIFIC RESEARCH: OXMAN PARRIED SOVIET
INQUIRIES AS TO WHETHER WE COULD STILL ACCEPT
CASTANEDA TEXT, REFERRING TO FACT THAT WE WERE
UNSUCCESSFUL IN GETTING QUICK AGREEMENT ON THOSE
AMENDMENTS AT LAST SESSION AND, AS MATTER OF PRINCIPLE
GOING BEYOND SCIENCE, COULD NOT AGREE WITH POSITION
THAT SOVIET COOPERATION ON SATISFACTION OF BASIC
U.S. INTERESTS AT MULTILATERAL CONFERENCE SHOULD BE
DEPENDENT ON POSITION OF THIRD COUNTRIES SUCH AS
PAKISTAN. USDEL PROCEEDS ON ASSUMPTION SOVDEL
WOULD NOT REGARD IT AS IN ITS INTERESTS TO TAKE
POSITION THAT CONSENSUS EXISTED ON TEXTS TO WHICH
USDEL HAS IMPORTANT OBJECTIONS. KOVALEV'S "PRE-
LIMINARY COMMENTS" ON SCIENCE TEXTS PRESENTED BY
US WERE AS FOLLOWS:

A. 242 BIS. HE DOES NOT LIKE NEGATIVE IMPLICATION
THAT REASONABLE OPPORTUNITY CAN BE DENIED IN OTHER
CASES. REFERENCE TO DAMAGE TO HEALTH IS NEW FOR
ICNT (OXMAN NOTED ICNT ART. 146). WORDS "OUTSIDE
THE JURISDICTION" SHOULD REFER TO ACTIVITIES, NOT
GEOGRAPHY. SOVIETS HAVE COUNTER-PROPOSAL AS FOLLOWS:

"NEW ARTICLE 241 "BIS"

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 MOSCOW 17520 02 OF 05 261644Z

"ASSURANCE OF SAFE NAVIGATION AND THE POSSIBILITY
TO CONDUCT OBSERVATIONS FOR WEATHER FORECAST

"THE PROVISIONS OF THIS PART OF THE CONVENTION
SHALL NOT BE APPLIED TO THE NORMAL NAVIGATIONAL
OBSERVATIONS AND MEASUREMENTS CONDUCTED BY THE SHIPS
FOR ASSURING SAFE NAVIGATION, AND FOR DETERMINING
OPTIMAL COURSE AND SPEED OF THE SHIP AS WELL
AS FOR WEATHER FORECAST."

B. 244 BIS. "NO COMMENT."

C. 247(B). LOOKS INTERESTING AND DESERVING OF
SUPPORT.

D. 250(1)(D). SAME COMMENT.

E. 250(2). NO OBJECTION OF PRINCIPLE, BUT
THESE ARE PRELIMINARY REMARKS.

F. 253. U.S. PROPOSAL MAY HINDER ADOPTION OF
PRINCIPLE OF IMPLIED CONSENT, TO WHICH THERE IN
STILL OPPOSITION. KOVALEV WOULD RATHER SOOTHE
COASTAL STATES BY ADDING IDEA FROM CASTANEDA TEXT
THAT 4 MONTH PERIOD IS MEASURED FROM DATE ON WHICH
INFORMATION SUPPLIED AND CONSENT REQUESTED, WITHOUT
RPT WITHOUT U.S. LANGUAGE, WHICH IS "NOT NECESSARY"
AND "HARMFUL."

G. 254. KOVALEV MADE COUNTER-PROPOSAL AS FOLLOWS:

"NEW ARTICLES 254 AND 254 "BIS" ON THE BASIS

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 MOSCOW 17520 03 OF 05 261650Z
ACTION DLOS-09

INFO OCT-01 EUR-12 NEA-10 ISO-00 ACDA-12 AGRE-00
AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 COME-00

DODE-00 DOTE-00 EB-08 EPA-01 SOE-02 DOE-15 FMC-01
TRSE-00 H-01 INR-10 INT-05 IO-13 JUSE-00 L-03
NSAE-00 NSC-05 NSF-01 OES-09 OMB-01 PA-01 PM-05
SP-02 SS-15 ICA-11 AF-10 ARA-10 EA-10 /190 W

-----066936 261855Z /46

R 261600Z JUL 78

FM AMEMBASSY MOSCOW
TO SECSTATE WASHDC 4810
INFO AMEMBASSY LONDON
AMEMBASSY NEW DELHI
USMISSION USUN NEW YORK

C O N F I D E N T I A L SECTION 03 OF 05 MOSCOW 17520

OF PRESENT ARTICLE 254:

"ARTICLE 254

"CESSATION OF RESEARCH ACTIVITIES

"THE COASTAL STATE SHALL HAVE THE RIGHT TO REQUIRE
THE CESSATION OF ANY RESEARCH ACTIVITIES IN PROGRESS
WITHIN ITS ECONOMIC ZONE OR ON ITS CONTINENTAL
SHELF IF THE RESEARCH PROJECT IS NOT BEING CONDUCTED
IN ACCORDANCE WITH THE INFORMATION INITIALLY
COMMUNICATED T THE COASTAL STATE AS PROVIDED UNDER
ARTICLE 249 REGARDING THE NATURE, OBJECTIVES,
METHOD, MEANS OR GEOGRAPHICAL AREAS F THE PROJECT.

"ARTICLE 254 "BIS"

"SUSPENSION OF RESEARCH ACTIVITIES

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 MOSCOW 17520 03 OF 05 261650Z

"THE COASTAL STATE SHALL HAVE THE RIGHT TO
REQUIRE THE SUSPENSION OF ANY RESEARCH ACTIVITIES
IN PROGRESS WITHIN THE ECONOMIC ZONE OR ON ITS
CONTINENTAL SHELF IF THE STATE OR COMPETENT INTER-
NATIONAL ORGANIZATION CONDUCTING THE RESEARCH
PROJECT FAILS TO COMPLY WITH THE PROVISIONS OF
ARTICLE 250 CONCERNING THE RIGHTS OF THE COASTAL
STATE WITH RESPECT TO THE PROJECT AND COMPLIANCE
IS NOT SECURED WITHIN A REASONABLE PERIOD OF
TIME. ANY RESEARCH ACTIVITIES SUSPENDED UNDER
THIS ARTICLE SHALL NOT BE RESUMED WITHOUT THE
CONSENT OF THE COASTAL STATE."

WE EXPRESSED DOUBT THAT SUSPENSION/CESSATION
DISTINCTION MAKES MUCH DIFFERENCE, AS YOU CAN'T KEEP

A SHIP WAITING AROUND FOR TOO LONG. KOVALEV SAID IT WOULD MAKE A DIFFERENCE FOR SCIENTIFIC RESEARCH INSTALLATIONS.

H. 254(1)(A): "NO COMMENT" ON DELETING "INITIALLY."

I. 256. THE EXISTING TEXT IS IN THE INTERESTS OF THE RESEARCHING STATE. IN FACT, THERE IS NO REASON TO EXCLUDE SHIPS BEYOND THE ECONOMIC ZONE. SOVIETS PROPOSED TO DELETE WORDS "DESIRING TO CARRY OUT RESEARCH ACTIVITIES IN THE EXCLUSIVE ECONOMIC ZONE OR ON THE CONTINENTAL SHELF."

J. 258. NEED ADDITIONAL TIME FOR STUDY.

K. ARTICLES 247(1) AND 296(3)(A). KOVALEV LEFT THESE AMENDMENTS FOR LAST, SAYING THEY ARE OF IMPORTANCE IN PRINCIPLE. AT GENEVA SESSION, SOVDEL EXPRESSED CONFIDENTIAL

CONFIDENTIAL

PAGE 03 MOSCOW 17520 03 OF 05 261650Z

WILLINGNESS TO ADOPT FAVORABLE APPROACH TOWARD U.S. PROPOSALS. BUT THESE QUESTIONS ARE VERY IMPORTANT, AND SOLUTION SHOULD BE SOUGHT IN THE CONTEXT OF OTHER ISSUES OF IMPORTANCE TO USSR, USA AND OTHER CONFERENCE PARTICIPANTS. HAVING PUBLICLY STATED THAT SOVDEL COULD ACCEPT TEXT AS IT STANDS, IT COULD NOT TAKE INITIATIVE ON MATTER. BUT, SPEAKING PRELIMINARILY, IN CONTEXT OF NEGOTIATIONS UNDERTAKEN BY OUR DELEGATIONS WITH OTHERS AND CONDUCTED IN A FAVORABLE WAY, SOVDEL IS READY TO PURSUE POLICY THAT CONSENSUS SHOULD INCLUDE THESE ELEMENTS.

6. TECHNOLOGY TRANSFER. SOVIET SCIENCE AMENDMENTS ACCOMPANIED BY FOLLOWING AMENDMENTS TO PART XIV:

"DEVELOPMENT AND TRANSFER OF MARINE TECHNOLOGY

"ARTICLE 274

"DELETE WORDS "AND OTHER RELATED ACTIVITIES"

"ARTICLE 276

"IN PARAGRAPH 1, DELETE WORD "ACTIVITY""

7. DISPUTE SETTLEMENT. SOVDEL CAN STATE AT NEW YORK THAT ITS AGREEMENT TO TEXT ON DISPUTE SETTLEMENT ON LIVING RESOURCES IS LINKED TO QUESTION OF DISPUTE SETTLEMENT ON DELIMITATION. ON LATTER POINT, SOVDEL

CAN GIVE ITS CONSENT ONLY TO SUCH WORDING AS IS

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 MOSCOW 17520 04 OF 05 261658Z
ACTION DLOS-09

INFO OCT-01 EUR-12 NEA-10 IO-13 ISO-00 ACDA-12 AGRE-00
AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 COME-00
DODE-00 DOTE-00 EB-08 EPA-01 SOE-02 DOE-15 FMC-01
TRSE-00 H-01 INR-10 INT-05 JUSE-00 L-03 NSAE-00
NSC-05 NSF-01 OES-09 OMB-01 PA-01 PM-05 SP-02
SS-15 ICA-11 AF-10 ARA-10 EA-10 /190 W
-----067160 261856Z /46

R 261600Z JUL 78
FM AMEMBASSY MOSCOW
TO SECSTATE WASHDC 4811
INFO AMEMBASSY LONDON
AMEMBASSY NEW DELHI
USMISSION USUN NEW YORK

C O N F I D E N T I A L SECTION 04 OF 05 MOSCOW 17520

BASED ON MEANS CHOSEN BY THE PARTIES. ICNT ON
THIS MATTER IS "WORST POSSIBLE TEXT." THE SOVIETS
SEEK U.S. HELP ON THE ISSUE IN N.Y. PROPER U.S.
UNDERSTANDING AND COOPERATION ON THIS ISSUE WILL
MAKE THINGS EASIER ON OTHER ISSUES OF INTEREST TO
THE U.S. SIDE. THE SOVIETS AGREED TO GIVE SOHN
DETAILED COMMENTS ON DOC. N67/20 AT START OF SESSION
SO THAT WE COULD BEST COORDINATE TACTICS.

8. ORGANIZATION OF WORK.

A. SOVIETS AGREED WITH U.S. OBJECTIVE OF IN
EFFECT CLOSING DOWN C2, C3 AND CDS NEGOTIATIONS
BY END OF SESSION "SUBJECT TO SATISFACTION OF
SOVIET POSITIONS ON ECONOMIC ZONE AND CONTINENTAL
SHELF."

B. THEY OBJECT TO TREATMENT OF NG4 AS CLOSED,
AT LEAST PENDING CONSULTATION WITH FRIENDS IN
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 MOSCOW 17520 04 OF 05 261658Z

GROUP OF 53. THEY THINK AMERASINGHE "PRESTIGE" WOULD BE ENGAGED BY EXCLUSION. WE EXPLAINED OUR CONCERN THAT NEAR-CONSENSUS COULD UNRAVEL.

C. FOLLOWING LIST EMERGED OF OUTSTANDING NON-COMMITTEE 1 PROBLEMS: EEZ, CONTINENTAL SHELF, DELIMITATION AND RELATED DISPUTE SETTLEMENT QUESTION, SCIENCE AND RELATED DISPUTE SETTLEMENT, LL/GDS, AND INCLUSION OF CATEGORY 1 AND 2 POLLUTION AMENDMENTS; BUT SOVIETS ADDED THEIR AMENDMENTS ON ENCLOSED AND SEMI-ENCLOSED SEAS AND REMOVAL OF SUNKEN VESSELS. (ON LAST POINT, WHEN THEY ASKED FOR SUPPORT, WE INQUIRED IF THEY INTENDED TO CHANGE ENTIRE LAW OF MERCHANT SHIP SALVAGE.)

D. SOVIETS WANT WG7 CONVENED IN N.Y. THEY AGREED TO EMPHASIZE DISPUTE SETTLEMENT, AND NOT RPT NOT SUBSTANCE OF ARTS. 74 AND 83 ON DELIMITATION. SOVIETS ASKED US TO APPROACH AMERASINGHE IN N.Y. TO MAKE SURE WG7 IS CONVENED; THEY ARE DOING THE SAME.

E. SOVIETS AGREE THAT WG-1 SHOULD MOVE ON TO ANNEX 2 AND THAT KOH SHOULD CONTINUE. WHILE APPARENTLY AGREEING THAT COUNCIL MAY NOT BE DECIDED UNTIL LATER, YAKOVLEV WONDERED IF NG-3 SHOULD MEET TO KEEP ENGO BUSY. YAKOVLEV REACTED STRONGLY TO SUGGESTION THAT THERE SHOULD BE NO REVISED ICNT, AND SAID AT LEAST THERE MUST BE SOME DOCUMENT OF AMENDMENTS, NOT JUST A REPORT. KOVALEV ADDED THAT IT WAS TOO EARLY TO TAKE POSITION ON MATTER. YAKOVLEV SAID PROGRESS COULD BE FAST IF U.S. COMES UP WITH NEW POSITION ON FINANCIAL ARRANGEMENTS.
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 MOSCOW 17520 04 OF 05 261658Z

MENTS, OR FINDS MEANS TO DEFER ISSUE. HE ALSO WONDERED WHEN AGREEMENT WOULD BE REACHED WITH FRANCE ON ANTI-MONOPOLY QUESTION.

9. RECOMMENDATIONS. OXMAN SUBMITS FOLLOWING RECOMMENDATIONS AND COMMENTS:

A. NEW DELHI. SOVIETS SEEM WORRIED THAT SPECIAL MEETING WAS CALLED TO RAILROAD THEM. RECOMMEND USDEL LEAVE IT TO OTHERS TO SPELL OUT VIRTUES OF IRISH FORMULA, AND LIMIT ITS COMMENTS ON SHELF ISSUE TO WILLINGNESS TO WORK WITH MARGINEERS AND SOVIETS TO FIND REASONABLE ACCOMMODATION, BUT EXPRESS DOUBTS THAT DISTANCE FORMULA IS WAY TO DO

THIS. U.S. SHOULD NOT RPT NOT SEEM TO BE CONSORTING WITH MARGIN STATES AGAINST SOVIETS; THIS COULD HAVE VERY BAD EFFECT GIVEN CLEAR SOVIET SUSPICIONS REGARDING WESTERN STRATEGIC MOTIVES.

B. U.K. MINISTER HERE BRIEFED BY OXMAN ON FIRST DAY OF TALKS (EEZ AND SHELF). URGE DEPARTMENT AND EMBASSIES AVOID RPT AVOID EXPLICIT INDICATION TO OTHER GOVERNMENTS OF PRECISE SOVIET GEOGRAPHIC CONCERNS ON SHELF PENDING EVALUATION BY AMBASSADOR RICHARDSON. ABILITY OF U.S. TO PRESENT ITSELF CREDIBLY AS ESSENTIALLY UNAFFECTED PROMOTER OF CONSENSUS WAS CRITICAL TO BREAKING SOVDEL OUT OF ITS SHELL AND GETTING IT TO TALK ABOUT COMMON ("NON-RESOURCE" STRATEGIC) BIG POWER PROBLEMS. GIVEN NATURE OF PROBLEM, U.S. MAY WELL BE ONLY POSSIBLE MEDIATOR ON ISSUE, AND OUR BROAD MARGIN FRIENDS SHOULD RECOGNIZE AND RESPECT THIS FACT.

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 MOSCOW 17520 05 OF 05 261719Z
ACTION DLOS-09

INFO OCT-01 EUR-12 NEA-10 IO-13 ISO-00 ACDA-12 AGRE-00
AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 COME-00
DODE-00 DOTE-00 EB-08 EPA-01 SOE-02 DOE-15 FMC-01
TRSE-00 H-01 INR-10 INT-05 JUSE-00 L-03 NSAE-00
NSC-05 NSF-01 OES-09 OMB-01 PA-01 PM-05 SP-02
SS-15 ICA-11 AF-10 ARA-10 EA-10 /190 W
-----067718 261856Z /46

R 261600Z JUL 78
FM AMEMBASSY MOSCOW
TO SECSTATE WASHDC 4812
INFO AMEMBASSY LONDON
AMEMBASSY NEW DELHI
USMISSION USUN NEW YORK

C O N F I D E N T I A L SECTION 05 OF 05 MOSCOW 17520

C. SOVIETS SEEM TO SUSPECT EC HARD-LINE COMMITTEE I POSITION REPRESENTS EC OR WESTERN DESIRE TO WRECK THE CONFERENCE. THIS IN TURN SEEMS TO FEED THEIR SUSPICION OF WESTERN MOTIVES ON NAVIGATION AND RELATED PROBLEMS (E.G., SHELF). DURING RELAXED AFTER-DINNER CONVERSATION, THEY

SEEMED TO REFLECT ATTITUDE THAT ONLY THEY REALLY
WANT A TREATY. TOON

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, LAW OF THE SEA, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 26 jul 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978MOSCOW17520
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780306-1069
Format: TEL
From: MOSCOW
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780719/aaaaappx.tel
Line Count: 550
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: a5ff576c-c288-dd11-92da-001cc4696bcc
Office: ACTION DLOS
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 11
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 03 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1881144
Secure: OPEN
Status: NATIVE
Subject: LOS: U.S.-U.S.S.R. CONSULTATIONS SUMMARY: CONSULTATIONS CORDIAL AND RAISED CONCRETE POSSIBILITY OF CLOSER U.S.-SOVIET COOPERATION ON
TAGS: PLOS, US, UR
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/a5ff576c-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014